

judicial sales held pursuant thereto are hereby to all intents and purposes validated.

Pending litigation not affected.

SEC. 2. That this Act shall not apply to pending litigation.

Conflicting laws repealed.

SEC. 3. That all laws and clauses of laws in conflict with this Act are hereby repealed.

SEC. 4. That this Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 13th day of March, 1941.

H. B. No. 399

CHAPTER 335

AN ACT TO AMEND CHAPTER TWO HUNDRED AND SIXTY-SIX, PUBLIC-LOCAL LAWS OF ONE THOUSAND NINE HUNDRED AND THIRTY-SEVEN, REGULATING THE USE OF LONG HAUL OR DRAG NETS IN THE WATERS OF BEAUFORT COUNTY.

The General Assembly of North Carolina do enact:

Ch. 266, Public-Local Laws, 1937, amended.

SECTION 1. That Chapter two hundred and sixty-six of the Public-Local Laws of one thousand nine hundred and thirty-seven, be amended by striking out all of Section one of said law and substituting in lieu thereof the following:

Operation by motor of drag nets, etc., in certain waters, Beaufort County, prohibited.

"SECTION 1. That it shall be unlawful for any person or persons to use or operate by motor power any haul or drag net at any place in the waters of Pamlico River or Pungo River and/or in the tributaries of any of said waters above a line located as follows: Beginning at the eastern limit of Reed's Hammock Point (said Reed's Hammock Point is at the west side of the mouth of Lower Goose Creek, a tributary of Pamlico River) and running from this point Northwardly in a direct line to Wade's Point light; thence Eastwardly in a direct line to the southern extremity of Currituck Point; all waters lying north, south and west of said line are hereby intended to be included in the territory in which the use of such nets is regulated by this Act. The word "haul" or "drag net" as used in this Act shall not be construed to include seines fished from the shore for shad or herring at points on Pamlico River at or above Maul's Point, and it shall be permissible to fish haul or drag nets by hand only which do not exceed four hundred (400) yards in length."

Exceptions.

Possession of certain drag nets, etc., in territory, prima facie evidence of violation.

SEC. 2. That the possession by any person within the above described territory of a long haul or drag net more than four hundred yards in length on a boat equipped for fishing shall be prima facie evidence of the violation of this Act and the Sheriff of Beaufort County and his deputies are authorized to examine and measure any long haul or drag net found upon a boat within the above described waters, or any net found in the waters themselves to determine its length.

Authority of county officers.